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Attorneys for Defendant  
**BIC USA, INC.**

**UNITED STATES DISTRICT COURT**

**SOUTHERN DISTRICT OF CALIFORNIA**

DONNA R. NELSON, an individual and on  
behalf of the general public,

Plaintiff,

vs.

BIC USA, INC., a Delaware corporation, and  
DOES 1 through 100, inclusive,

Defendants.

CASE NO.: 07-CV-2367- LAB(RBB)

**JOINT MOTION TO CONTINUE RULE  
26 (A) INITIAL DISCLOSURE  
DEADLINE**

[PROPOSED ORDER LODGED VIA  
CHAMBERS EMAIL]

Judge: Hon. Larry A Burns  
Ctrm: Room 9 - 2d Floor

Magistrate Judge: Hon. Ruben B. Brooks  
Ctrm: Room B – 1<sup>st</sup> Floor

COMES NOW plaintiff DONNA R. NELSON (“Plaintiff”) and defendant BIC USA,  
INC. (“Defendant”), through their respective counsels of record, and hereby stipulate as follows:

WHEREAS, the Court held an early neutral evaluation (“ENE”) on February 1, 2008 in  
the above-entitled action before the Hon. Ruben B. Brooks;

WHEREAS, the Court issued the “Order Following Early Neutral Evaluation  
Conference, Setting Rule 26 Compliance and Notice of Case Management Conference” dated

February 1, 2008 following the ENE;

WHEREAS, the Court required Plaintiff and Defendant (collectively referred to as the “Parties”) to complete the rule 26(a) initial disclosures on or before March 10, 2008;

WHEREAS, there is currently pending before the Hon. Larry A. Burns a motion to remand the above-entitled action to state court for lack of subject matter jurisdiction;

WHEREAS, the Court previously continued the rule 26(a) initial disclosures to March 31, 2008;

WHEREAS, the Parties stipulate to continue the rule 26(a) initial disclosures date to April 21, 2008 so the Parties can determine whether the above-entitled action will remain in federal court;

NOW, THEREFORE, IT IS HEREBY STIPULATED that the Parties shall complete the rule 26(a) initial disclosures on or before April 21, 2008.

Dated: March 28, 2008

GORDON & REES LLP

By: S/ Richard Spirra  
Richard Spirra  
Attorneys for Defendant  
**BIC USA, INC.**

Dated: March 28, 2008

DEL MAR LAW GROUP, LLP

By: S/ John Donboli  
John Donboli  
Attorneys for Plaintiff  
**DONNA R. NELSON**